

MEETINGS TO DATE 22
NO. OF REGULARS 20
NO. OF SPECIALS 2

LANCASTER, NEW YORK
OCTOBER 21, 1985

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 21st day of October 1985, at 8:00 P.M. and there were

PRESENT: STANLEY JAY KEYSA, SUPERVISOR
RONALD A. CZAPLA, COUNCILMAN
ROBERT H. GIZA, COUNCILMAN
DONALD E. KWAK, COUNCILMAN
JOHN T. MILLER, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
RICHARD J. SHERWOOD, TOWN ATTORNEY
NICHOLAS LO CICERO, DEPUTY TOWN ATTORNEY
ROBERT LABENSKI, TOWN ENGINEER
VIRGIL J. PAUL, HIGHWAY SUPERINTENDENT
ROBERT L. LANEY, BUILDING INSPECTOR
THOMAS E. FOWLER, CHIEF OF POLICE

PUBLIC HEARING SCHEDULED FOR 8:15 P.M.:

At 8:15 P.M., the Town Board held a Public Hearing to hear all Interested persons upon the proposed 1986 Preliminary Budget of the Town of Lancaster.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

QUESTIONS:

Jack Bromwich, Post Office Box 59, Lancaster, New York

PROPOSERS

None

OPPOSERS

Warren Ehlers
5765 Broadway
Lancaster, New York

ON MOTION BY COUNCILMAN MILLER, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:50 P.M.

PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:

At 8:50 P.M., the Town Board held a Public Hearing to hear all interested persons upon the proposed uses of Federal Revenue Sharing Funds for 1986.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

QUESTIONS:

None

PROPOSENTS

None

OPPOSENTS

None

ON MOTION BY COUNCILMAN KWAK, AND SECONDED BY COUNCILMAN MILLER AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:55 P.M.

PUBLIC HEARING SCHEDULED FOR 8:45 P.M.:

At 8:55 P.M., the Town Board held a Public Hearing to hear all interested persons upon the 1986 Special Districts Budget of the Town of Lancaster.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

QUESTIONS:

Donald Symer, 610 Columbia Avenue, Lancaster, New York

PROPOSENTS

None

OPPOSENTS

None

ON MOTION BY COUNCILMAN GIZA, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 9:05 P.M.

PRESENTATION OF PREFILED RESOLUTIONS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town
Board, held on October 7, 1985 as presented by the Town Clerk, be and hereby
are approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 21, 1985

File: R-MIN

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, PAT and ROSEMARY CASILIO, 9845 Hollingson Road, Clarence
New York, owners of a parcel of land at 2775 Wehrle Drive, in the Town of
Lancaster, which property is located on the south side of Wehrle Drive, west
of Harris Hill Road, have petitioned the Town Board of the Town of Lancaster for
the rezone of said property, from an R-1 - Single Family Residence District to
an R-2 - General Residence District, and

WHEREAS, the petition has been referred to the Planning Board of the
Town of Lancaster for its recommendation and report,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of
the State of New York, a public hearing on the proposed rezone will be held at
the Town Hall, 21 Central Avenue, Lancaster, New York, on the 4th day of
November, 1985, at 8:30 o'clock P.M., Local Time, and that Notice of the time
and place of such hearing be published in the Lancaster Bee, a newspaper of
general circulation in said Town, and be posted on the Town Bulletin Board
and that a copy of such Notice of Hearing be referred to the Erie County
Department of Planning, pursuant to Section 239(m) of the General Municipal Law,
which Notice shall be in form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 21, 1985

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 21st day of October, 1985, the said Town Board will hold a Public Hearing on the 4th day of November, 1985, at 8:30 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster rezoning the following described real property from and R-1 Single Family Residence District to an R-2 - General Residence District:

ALL THAT PORTION of Lot 8, Section 12, Township 11, Range 6 of the Holland Land Company Survey and located in the Town of Lancaster described as follows:

BEGINNING at the Northeast corner of Lot 8 which is approximately 1364.22 feet west of the intersection of the centerlines of Wehrle Drive and Harris Hill Road:

THENCE at an interior angle of $91^{\circ}-24'-30''$ a distance of 784.74 feet along the east line of Lot 8 to an iron pipe;

THENCE at an interior angle of $88^{\circ}-35'-30''$ westerly along a line parallel with the North line of Lot 8 a distance of 300.96 feet to a metal pipe;

THENCE at an interior angle of $271^{\circ}-24'-30''$ southerly along a fence line 116.16 feet to a metal pipe;

THENCE at an interior angle of $88^{\circ}-35'-30''$ westerly a distance of 201.84 feet along a line parallel with the north line of Lot 8 to a point;

THENCE at an interior angle of $91^{\circ}-24'-30''$ northerly along a line parallel with the east line of Lot 8 a distance of 466.32 feet to a metal pipe;

THENCE at an interior angle of $88^{\circ}-35'-30''$ easterly along a line parallel with the north line of Lot 8 a distance of 100.00 feet to a metal pipe;

THENCE at an interior angle of $271^{\circ}-24'-30''$ northerly along a line parallel with the east line of Lot 8 a distance of 312.15 feet to a metal pipe;

THENCE at an interior angle of $268^{\circ}-35'-30''$ westerly along a line parallel with the north line of Lot 8 a distance of 28.00 feet to a metal pipe;

THENCE at an interior angle of $89^{\circ}-04'$ northerly a distance of 122.41 feet to a point along the north line of Lot 8;

THENCE at an interior angle of $90^{\circ}-56'$ a distance of 425.80 feet along the north line of Lot 8 to the point of beginning. This parcel having a frontage of 425.8 feet along Wehrle Drive. All referenced metal pipes set by Andrew L. Sonnenberger Land Surveyor in December of 1971. Parcel containing 8.667 acres and subject to a public Right of Way along the north line of Lot 8 for Wehrle Drive and a private Right of Way easement along the westerly boundary recorded in Liber 7190 Page 145 filed in Erie County Clerk's Office.

Full opportunity to be heard will be given to any and all citizens
and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

October 21, 1985

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR KEYSA , WHO MOVED
ITS ADOPTION, SECONDED BY THE ENTIRE
TOWN BOARD, TO WIT:

WHEREAS, DORISE CARLSON has rendered exemplary service to the Town
of Lancaster, for over twenty-five years, as a Library Trustee of the Town of
Lancaster, and

WHEREAS, on the occasion of her retirement from Town service on
September 30, 1985, the Town Board wishes to take notice of said exemplary
service,

NOW, THEREFORE, BE IT

RESOLVED, that upon the occasion of the retirement of DORISE
CARLSON from Town service as Library Trustee, the Town Board of the Town of
Lancaster hereby commends the said DORISE CARLSON for her devotion to duty,
diligence and exemplary service on behalf of the people of the Town of
Lancaster, and on behalf of the people of all of the Town of Lancaster,
extends its sincere best wishes to DORISE CARLSON, in all her future
endeavors and for good health and prosperity in her future years.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 21, 1985

File: R-P.R. (Page 3)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, Bowmansville Volunteer Fire Association, Inc. and Town Line Volunteer Fire Department, Inc, have previously entered into contracts with the Town of Lancaster to furnish fire protection within the Town of Lancaster, which contracts will, according to their respective terms, expire December 31, 1985,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 184 of the Town Law of the State of New York, separate public hearings will be held on the 4th day of November, 1985, in accordance with the following schedule:

8:10 o'clock P.M., Local Time	-	Bowmansville Volunteer Fire Association, Inc.
8:20 o'clock P.M. Local Time	-	Town Line Volunteer Fire Department, Inc.

and that Notice of such hearings shall be published in the Lancaster Bee on the 24th day of October, 1985, and posted on the Town Bulletin Board, which Notice shall specify the time and place of said separate hearings, and describe in general terms the proposed separate contracts and said Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

October 21, 1985

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 21st day of October, 1985, the said Town Board will hold separate public hearings on the 4th day of November, 1985, at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, in accordance with the following schedule:

8:10 o'clock P.M. Local Time	- Bowmansville Volunteer Fire Association, Inc..
8:20 o'clock P.M. Local Time	- Town Line Volunteer Fire Department, Inc.

for the purpose of hearing all interested persons for or against a separate contract to be entered into by and between each of said parties in accordance with Section 184 of the Town Law, for fire protection to be furnished by each of the said separate fire companies, to the Fire Protection District established in the Town of Lancaster, upon the following general terms, to wit:

- A. Each fire company shall answer and attend upon all calls in said Fire Protection District, and provide emergency first aid, rescue and emergency transportation service as defined in Section 184 of the Town Law and Section 209-b of the General Municipal Law, in that territory described in said proposed contract filed in the Town Clerk's Office.
- B. For such services, the said fire companies shall receive payment for the following years:
 - (1) January 1, 1986 to December 31, 1986
 - (2) January 1, 1987 to December 31, 1987, and
 - (3) January 1, 1988 to December 31, 1988

computed using the following schedule to be applied each year above recited:

Prior Year Base
 x Inflation Factor
 x Responsibility Factor
 x Company Share

 = Company Payment for Year
- C. Such other incidental terms as may be necessary or proper in connection with such contracting.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

October 21, 1985

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, space in the Central Avenue Elementary School is
required for an office for the Meals on Wheels Program, and

WHEREAS, the Town Attorney and Lancaster Central School District
have negotiated a Lease Agreement for the use of the Room 116 for the
period September 1, 1985 through June 30, 1986 at a rental as set forth in
the proposed Lease Agreement filed with the Town Clerk,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and
directed to execute a Lease Agreement with the Lancaster Central School
District for use of Room 116 of the Central Avenue Elementary School for
the Meals On Wheels Program, in accordance with terms and conditions
approved by the Town Attorney.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

October 21, 1985

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR KEYSA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, Chapter 828 of the Laws of 1985 of the State of New York,
make a number of changes to the procedure for the levying of county taxes
which require town participation in the levy of the county tax, and

WHEREAS, §1262 of the Tax Law of the State of New York provides that
certain towns may make offsets against the county levy, and

WHEREAS, after review and consideration the Town Board of the
Town of Lancaster deems it in the public interest to adopt a local law as
provided under §1262 of the Tax Law to allow the Town to receive from the
County revenues, such as sales tax, to be used for any Town purpose, and
this proposed Local Law No. 2 of the Year 1985, entitled, "Disposition of
Revenues from Taxes Imposed by Counties", shall read as follows:

DISPOSITION OF REVENUES
FROM
TAXES IMPOSED BY COUNTIES

PROPOSED
LOCAL LAW NO. 2
1985

A LOCAL LAW TO PROVIDE FOR THE DISPOSITION OF REVENUES FROM TAXES
IMPOSED BY THE COUNTY OF ERIE.

- §1.1 Legislative Intent
- §1.2 Disposition of Tax Revenue
- §1.3 Taxes Affected
- §1.4 Effective Date

Be it enacted by the Town Board of the Town of Lancaster, as follows:

§1.1 Legislative Intent.

This Local Law is enacted to provide for the disposition of revenues from taxes imposed by the County of Erie in that said amounts are to be paid directly to the Town of Lancaster to be used for any town purpose.

§1.2 Disposition of Tax Revenues.

§1262 of the Tax Law authorizes counties to set aside a portion of their sales tax revenue for cities and towns, pursuant to this section, the Town of Lancaster is providing that the amounts paid to the Town, as a portion of the sales tax revenue, shall be paid directly to the Town of Lancaster to be used for any Town purpose.

§1.3 Taxes Affected.

This Local Law will affect sales tax revenue which was set aside by the County of Erie for the Town of Lancaster pursuant to Law.

§1.4 Effective Date.

This Local Law shall take effect after mailing, filing and publication as required by Law.

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That pursuant to the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster, a Public Hearing on the proposed Local Law No. 2 of the Year 1985, entitled, "Disposition of Revenues from Taxes Imposed by Counties" will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, at 8:45 o'clock P.M., Local Time, on the 4th day of November, 1985, and that Notice of the time and place of such Hearing shall be published on October 24, 1985 in the Lancaster Bee, being a newspaper of general circulation in said Town and posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

2. That the Town Clerk is directed to make copies of the proposed Local Law No. 2 of the Year 1985, for inspection by and distribution to any person during business hours.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

October 21, 1985

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster and pursuant to a resolution of the Town Board of the Town of Lancaster adopted on the 21st day of October, 1985, the said Town Board will hold a Public Hearing on the 4th day of November, 1985, at 8:45 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the proposed enactment of Local Law No. 2 of the Year 1985, entitled, "Disposition of Revenues from Taxes Imposed by Counties", briefly summarized as follows:

"A Local Law to provide for the disposition of sales tax revenue from the County of Erie to the Town of Lancaster to be used by the Town of Lancaster for any Town purpose."

A complete copy of the proposed Local Law No. 2 of the Year 1985 entitled, "Disposition of Revenues from Taxes Imposed by Counties" is available at the office of the Town Clerk for inspection by and distribution to any person during business hours.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

October 21, 1985

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Town Board, by resolution dated May 20, 1985, granted to Reserve Gas Company, Inc., its successors and assigns, a non-exclusive franchise and license to lay pipeline for the sale and transmission of gas in such lines, and

WHEREAS, the resolution further stated that Reserve Gas Company, Inc. shall further indemnify and hold harmless the Town of Lancaster, its officers and agents from any and all loss, liability and damages, and

WHEREAS, the resolution inadvertently referred to the Village of Alden as the receiver of any damage payments, and

WHEREAS, the Town Board of the Town of Lancaster now desires to correct the recitation of the "Village of Alden" to the "Town of Lancaster",

NOW, THEREFORE, BE IT

RESOLVED, that permission, authority and consent be and hereby is granted to RESERVE GAS COMPANY, INC., its successors and assigns, for a Non-exclusive Franchise and License to lay pipeline for the sale and transmission of gas in, along, under and across the streets, highways and public places of the Town of Lancaster and to transport gas in such lines; such Reserve Gas Company, Inc., its successors and assigns shall at all times indemnify and keep harmless the Town of Lancaster, its officers and agents from any and all loss, liability and damages and will pay to the said Town of Lancaster all damages which it shall sustain in any manner arising from the construction, maintenance, use or operation of said gas lines, or from any negligence, fault or misconduct on the part of Reserve Gas Company, Inc., its successors or assigns, or its agents, servants, or employees, and from any failure on its part to observe and comply with the conditions of this consent.

Travel upon the streets or highways shall not be hindered or inconvenienced needlessly and the street or highway shall be restored to as good condition in all respects as it was before being disturbed, and all dirt, refuse and unused material promptly removed, and

BE IT FURTHER

RESOLVED, that this resolution shall not be effective unless said RESERVE GAS COMPANY, INC., shall within ten (10) days after the passage of this resolution accept the same and the terms and conditions thereof, and agree to the faithful performance of said conditions, which said acceptance shall be in writing and shall be filed with the Town Clerk of the Town of Lancaster within the time above mentioned and shall be conditioned upon approval by the Public Service Commission of the State of New York to such Non-exclusive Franchise.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 21, 1985

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN MILLER , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 GIZA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
 ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Fund	No. 8870 to 8960 Incl.	\$116,886.95
Part Town Fund	No. 1332 to 1344 Incl.	\$ 8,620.97
Highway Fund	No. 3059 to 3079 Incl.	\$ 25,935.64
Special District Fund	No. 855 to 860 Incl.	\$ 10,305.85
Trust & Agency Fund	No. 1046 to 1057 Incl.	\$ 57,682.06
Community Development Fund	No. 1235 to 1236 Incl.	\$ 4,832.76
Improvement Facilities Sewer Dist. No. 2	No. 177 to 178 Incl.	\$212,643.33

and,

BE IT FURTHER

RESOLVED, that the claims of Communicade, for \$253.82, and Mark
 Federowicz Concrete Inc. for \$4,578.94, be and are hereby approved and the
 Supervisor be and is hereby ordered to submit these claims for payment from
 Community Development Project No. 439311, Sidewalks on Glendale Dr. and
 Parkdale Dr.

The question of the adoption of the foregoing resolution was duly
 put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
 COUNCILMAN GIZA VOTED YES
 COUNCILMAN KWAK VOTED YES
 COUNCILMAN MILLER VOTED YES
 SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 21, 1985

File: R-CLAIMS

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN CZAPLA , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 MILLER , TO WIT:

RESOLVED, that the following Building Permit Applications be and are
 hereby approved and the issuance of Building Permits be and are hereby
 authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
220	Custom Sign Co.	5580 Genesee St.	ER. SIGN
221	Brian Parker	556 Lake Ave.	ER. CHIMNEY
222	Eugene Nowak	5826 Broadway	ER. FR. PVT. GARAGE
223	David Tyrpak	30 Petersbrook Cir.	EXT. FR. SIN. DWLG
224	James Gaskin	40 E. Home Rd.	EXT. FR. SIN. DWLG
225	Pat-Eddy Const.	186 Penora St.	ER. FR. SIN. DWLG
226	Pat-Eddy Const.	174 Penora St.	ER. FR. SIN. DWLG
227	Marrano/Marc Equity	36 Heritage Dr.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
228	Tom Olszewski	632 Pleasant View Dr.	ER. FR. POLE BARN
229	Walden Home Center	3620 Walden Ave.	ER. SIGNS

The question of the adoption of the foregoing resolution was duly
 put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
 COUNCILMAN GIZA VOTED YES
 COUNCILMAN KWAK VOTED YES
 COUNCILMAN MILLER VOTED YES
 SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 21, 1985

File: R-BUILDING

Councilman Miller requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN MILLER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, NATIONAL FUEL GAS has advised the Town that it wishes to place a gas line across town-owned property to service a new housing development along Penora Street, and

WHEREAS, it is necessary for the Town to grant a Right-of-Way to National Fuel Gas to accomplish installation of this line, and

WHEREAS, the Town Board deems it in the public interest to grant such a Right-of-Way;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to execute a Right-of-Way agreement to National Fuel Gas to accomplish installation of a gas line across town-owned property along Penora Street.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 21, 1985

STATUS REPORT ON UNFINISHED BUSINESS:

1. Public Improvement Permit Authorization - Country View East Subdivision, Phase I (Marrano/Marc Equity).
The retention pond has not yet been accepted but completion is secured by a Letter of Credit expiring on November 1, 1986.
2. Public Improvement Permit Authorization - Country View East Subdivision, Phase II (Marrano/Marc Equity).
On August 19, 1985, the Town Board approved Public Improvement Permit Nos. 81 (water line), 82 (pavement and curbs), 83 (storm sewer) 84 (street lighting) and 85 (sidewalks).
3. Public Improvement Permit Authorization - Heritage Hills Subdivision
The Town Board is awaiting maintenance security for P.I.P. No. 65 (retention pond) prior to acceptance.
4. Public Improvement Permit Authorization - Lancaster Industrial Commerce Center
The Town Board authorized issuance of P.I.P. No. 79 (water main) and No. 80, (retention basin) on June 6, 1983.
5. Traffic Study - Reconstruction, Genesee Street and Ransom Road
On September 10, 1984 the N.Y.S.D.O.T notified the Town Board that the Final Design Report on this project is complete and available.
6. Traffic Study - Signal, Bowen Road and William Street
On October 19, 1984, the County Deputy Highway Commissioner informed the Board that visibility restrictions have been removed at this intersection and that the present traffic control flasher was found to be adequate.
7. Traffic Study - Speed Reduction, Pavement Road, Broadway North to Walden Avenue
On August 19, 1985, this matter was referred to the Police Chief for investigation and recommendation.
8. Traffic Study - Speed Reduction, Ransom Road, Broadway North to Genesee Street
On August 19, 1985, this matter was referred to the Police Chief for investigation and recommendation.

PERSONS ADDRESSING TOWN BOARD:

Alfred Krempa, 255 Aurora Street, asked the Town Board what they know about the current County Revaluation Program and how it will effect him.

The Supervisor briefly explained to Mr. Krempa the concept of the revaluation program and how it effects the taxpayers of the Town of Lancaster.

JoAnn Deutschlander, 301 Iroquois Avenue, asked if any hearings were planned for informing the public on the Revaluation Program.

The Supervisor informed Mrs. Deutschlander that the revaluation plan does include information seminars on disseminating plan information and its impact to the public.

PERSONS ADDRESSING TOWN BOARD CONT'D.:

JoAnn Deutschlander also asked about the installation of a traffic light at the intersection of Central Avenue and Entry Place.

The Supervisor informed Mrs. Deutschlander that upon acceptance of Entry Place as a Town highway, a stop sign will be erected at this intersection and the Town Board will request a traffic study from the Erie County Division of Highways relative to the installation of a traffic light at said intersection.

Mr. Emil Wozniak, 65 Wyandotte Street, Depew, New York, asked what the Town Board plans to do about the electrical defects in the Town Hall.

The Supervisor outlined for Mr. Wozniak the Town's plan for obtaining federal and state aid assistance for the correction of these defects.

Mrs. John Reger, 17 Charlton Place, informed the Town Board that a tree in the middle of Scajaquada Creek is directing the creek flow to her property and causing substantial erosion. She asked the Town Board for assistance in getting this tree removed.

The Highway Superintendent said he would remove the tree if permission were obtained from the New York State Department of Environmental Conservation.

The Town Engineers was directed to make an application to the New York State Department of Environmental Conservation for a permit to remove this tree.

Mr. John Juszczak, 600 Pleasant View Drive, complained to the Town Board about flooding problems on his property from the flooding on Ellicott Creek.

The Town Board informed Mr. Juszczak that they have made every attempt to obtain federal assistance for the cleaning and straightening of this creek but no federal aid has been forthcoming.

Mr. Jerry Campanini, 353 Seneca Place, spoke to the Town Board about a letter which he wrote to the Board asking to purchase a Town lot next to his premises at 353 Seneca Place.

The Supervisor informed Mr. Campanini that this Town-owned lot may be the only entrance way to development of Mohawk Street and if so, the Town would not be interested in selling it. The request of Mr. Campanini was referred to the Planning Board and the Town Attorney for review and report back to the Town Board.

Mr. Jack Bromwich, P.O. Box 59, Lancaster, asked the Town Board various questions about the present salaries of Town councilmen, Town officials and the Town Highway Superintendent, past salaries for these positions, and the percentages of increases over the years.

COMMUNICATIONS:DISPOSITION

786. Town Attorney to Police Chief - Request review of tractor trailer parking along Maple Dr.	<u>R & F</u>
787. Angelo and Jeanette Campanini to Town Board - Request purchase of vacant land adjoining 353 Seneca Pl.	<u>TOWN ATTORNEY</u> <u>PLANNING BOARD</u> <u>PLANNING CONSULTANT</u>
788. Supervisor to Town Board, Fire Chiefs of Millgrove and Bowmansville, Police Chief and Supt. of Clarence Schools - Notification of one month closing of Genesee St. starting 10/14/85.	<u>R & F</u>
789. County Div. of Highways to Supervisor - Information concerning Ransom Rd. Bridge reconstruction.	<u>R & F</u>
790. LVAC to Town Board - Notice of deletion of member from active roster.	<u>R & F</u>
791. Town Engineers to Town Board - Notice of extension of contract regarding Sewer Rehab Project.	<u>TOWN ATTORNEY FOR</u> <u>REVIEW</u>
792. Highway Supt. to Town Board - Submittal of 1986 proposed Highway Budget.	<u>TOWN BOARD</u>
793. Mrs. Harold Nevergold to Supervisor - Letter of commendation of D.C.O.'s actions.	<u>R & F</u>
794. Supervisor to Lancaster Central School Dist. Supt., Twin District Fire Chief and Highway Supt. - Advisement and requests regarding Partridge Wk. turn-around.	<u>R & F</u>
795. N.Y.S. Occupational Safety and Health Hazard Abatement Board to Supervisor - News release entitled "State Safety Board Plans Worker Training Program."	<u>R & F</u>
796. Town Engineers to NYSDOT - Notice of resubmittal of preliminary details of proposed "Parapet Wall End Assembly."	<u>R & F</u>
797. Supervisor to County Div. of Sewerage Mgt. - Request course of action regarding complaints of conditions on Stony Rd. and Pleasant View Dr.	<u>R & F</u>
798. Lancaster Library Dir. to Town Board - Notification of resignation of Dorise Carlson as Library Board Trustee.	<u>R & F</u>
799. County Dept. of Sr. Services to Supervisor - Notice of various Home Energy Assistance Program orientation meetings.	<u>R & F</u>
800. Town Line V.F.D. Pres. to Town Attorney - Request completion of final fire protection agreement.	<u>HWY SUPT. INDICATED NO</u> <u>PROBLEM WITH PROVISIONS</u> <u>FOR SNOW PLOWING</u>
801. Bowmansville V.F.A. Pres. to Town Board - Notification of favorable vote on fire protection agreement.	<u>R & F, HWY SUPT. INDICATED</u> <u>NO PROBLEM WITH SALE OF</u> <u>DIESEL FUEL TO FIRE DEPT.</u>
802. Lancaster Opera House Trustees to Town Board - Request official Opera House parking designation in rear of Town Hall.	<u>BUILDINGS COMMITTEE</u>

COMMUNICATIONS CONT'D.:DISPOSITION

803. Latham, Lumsden, McCormick and Co. to Supervisor - CPA prospectus.	<u>R & F</u>
804. Supervisor to Town Engineers and ECSD No. 4 - Transmittal of letter from Carter Malesky stating complaints re: sewer construction.	<u>R & F</u>
805. Town Planning Consultant to Planning Board Chair. - Concurrence of Board's recommendation of approval for Casilio Rezone.	<u>HEARING FILE</u>
806. Weil Resources to Town Clerk - Notice of intent to commence drilling on Raymond C. Paschke, Jr. property - Schwartz Rd. on 10/16/85.	<u>R & F</u>
807. Recreation Dir. to Town Board - Request transfer of funds.	<u>SUPERVISOR</u>
808. Southeast Community Work Center to Supervisor - Request financial support for 1986.	<u>TOWN ATTORNEY FOR CONTRACT</u>
809. Supervisor to Town Board - Notification of investment of funds for July, August and September 1985.	<u>R & F</u>
810. Lancaster Historical Society to Town Board - Proposal for Clark St. building.	<u>BUILDINGS COMMITTEE</u>
811. Assoc. of Erie County Gov'ts to Supervisor - Notice of meeting to be held 10/24/85 in East Aurora.	<u>R & F</u>

The Supervisor requested a suspension of the necessary rule for
immediate consideration of the following communications -
SUSPENSION GRANTED.

812. N.Y.S. Board of Equalization and Assessment to Supervisor - Certificate of Final Special Franchise Assessments.	<u>R & F</u>
813. County Div. of Highways to Supervisor - Transmittal of exhibits pertaining to 1983-86 Snow Removal Agreement.	<u>TOWN CLERK FOR INS. CERTIFICATION</u>
814. Highway Supt. to Town Board - Request cancellation of dump site bids.	<u>HWY. SUPT. FOR FURTHER REPORT</u>

ADJOURNMENT:

ON MOTION OF COUNCILMAN CZAPLA AND SECONDED BY THE ENTIRE TOWN BOARD
AND CARRIED, the meeting was adjourned at 10:15 P.M. out of respect to:

THOMAS MORSE
HENRY J. REPKA
ROSE JAKUBOWSKI

Signed

Robert P. Thill
Robert P. Thill, Town Clerk